

02/13/02
U.S. PTO

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PATENT APPLICATION

A


10/07487
02/13/02

IN THE U.S. PATENT AND TRADEMARK OFFICE
Express Mail Label No.: EL 697 493 996 US
Attorney Docket No.: Provvisionato Case 3A

February 13, 2002

Applicant(s): Fausto ARMONTI, Donato MITOLA and Jacobus C. SAMSON
Title: COMPOSITION FOR THE RELIEF OF HEAT STRESS
Box Patent Application
Assistant Commissioner for Patents
Washington, DC 20231

Sir:

This is a request for filing a [X] continuation [] divisional
[] continuation-in-part application under 37 CFR 1.53(b) of pending
prior application:

Serial No.: 09/486 494 Filed: May 17, 2000

Applicant(s): Fausto ARMONTI, Donato MITOLA
and Jacobus C. SAMSON

For: COMPOSITION FOR THE RELIEF OF HEAT STRESS

Group: 1615 Examiner: L. Channavajjala

The disclosure of this prior parent application, as well as any
applications from which this prior application may claim priority,
is hereby incorporated herein by reference.

Enclosed are:

- [X] A copy of the prior application in which no new matter is presented, including the oath or declaration.
- [] Specification (for a continuation-in-part application)
- [] Declaration or Oath (for a continuation-in-part application)
- [X] Preliminary Amendment (Please enter before calculating the filing fee).

The filing fee is calculated as shown below, based on the claims filed in the prior application after entering any amendments which this transmittal indicates are to be entered prior to such calculation:

For	No. Filed	No. Extra LG Entity	(X) Entity	RATE ()	SM Entity	Fee
Basic Fee			\$740.00		\$370.00	\$740.00
Total Claims	(19 - 20 = 0)	x \$ 18.00		x \$ 9.00		0.00
Indep. Claims	(4 - 3 = 1)	x \$ 84.00		x \$ 42.00		84.00
[] Multiple Dep. Claim		+ \$280.00		+ \$140.00		0.00
* * * TOTAL FILING FEE * * *						\$ 824.00

- [X] A Check for \$824.00 is enclosed to cover fees.
- [] Please charge my Deposit Account No. 06-1382 in the amount of \$ _____. A duplicate copy of this sheet is enclosed.

- [X] The Commissioner is hereby authorized to charge any additional filing fees under 37 CFR 1.16 which may be required by this communication, or to credit any overpayment, to Deposit Account No. 06-1382. A duplicate copy of this sheet is enclosed.
- [] A Statement under 37 CFR 1.9 and 1.27 regarding small entity status:
[] was filed in prior application Serial No. _____, filed _____.
[] is enclosed. (Not required if a Statement is in the prior application.)
- [] Cancel in this application original Claims _____ of the prior application before calculating the filing fee. (Retain at least one independent claim.)
- [X] Amend the specification by inserting before the first line the sentence: ---This is a Continuation of Serial No. 09/486 494, filed May 17, 2000 under 35 U.S.C. 371, which represents the national stage of International Application No. PCT/EP98/05422 filed August 26, 1998, which claims priority from U.S. Application Serial No. 08/924 858 filed August 30, 1997.---
- [X] Abandon the prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file. (May only be used if signed by a person authorized by 37 CFR 1.138 and before payment of the issue fee.)
- [] _____ Drawing Sheets [] Formal
[] Informal
- [X] Priority is claimed under 35 U.S.C. 120 from Application No. 09/486 494 filed May 17, 2000, which represents the national stage of International Application No. PCT/EP98/05422 filed August 26, 1998, which claims priority from U.S. Application Serial No. 08/924 858 filed August 30, 1997.
[] The certified copy has been filed in prior application Serial No. _____, filed _____.
- [X] The Power of Attorney in the prior application is to Dale H. Thiel (Reg. No. 24323), David G. Boutell (Reg. No. 25072), Ronald J. Tanis (Reg. No. 22724), Terryence F. Chapman (Reg. No. 32549), Mark L. Maki (Reg. No. 36589), David S. Goldenberg (Reg. No. 31257), Sidney B. Williams, Jr. (Reg. No. 24949), Timothy B. Clise (Reg. No. 40957), Liane L. Churney (Reg. No. 40694) and Brian R. Tumm (Reg. No. 36328) all of 2026 Rambling Road, Kalamazoo, Michigan 49008.

- The Power appears in the original papers in the prior application.
- The Power does not appear in the original papers; a copy of the Power is enclosed.
- The prior application is assigned of record to ALL SUN HSF COMPANY LIMITED, of Montreal, Quebec, Canada.
- An Amendment Before First Office Action is enclosed. (Claims added are numbered consecutively beginning with the number next following the highest numbered original claim.)
- Information Disclosure Statement
- Acknowledgment Postal Card

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Please address all telephone calls to the undersigned at (616) 381-1156. Please address all correspondence to:

Flynn, Thiel, Boutell & Tanis, P.C.
2026 Rambling Road
Kalamazoo, MI 49008-1699

The undersigned is: an attorney of record in the prior application
 acting under 37 CFR 1.34(a).

IN TRIPPLICATE

Respectfully submitted,

Liane L. Churney
Liane L. Churney

LLC/jp

FLYNN, THIEL, BOUTELL
& TANIS, P.C.
2026 Rambling Road
Kalamazoo, MI 49008-1699
Phone: (616) 381-1156
Fax: (616) 381-5465

Dale H. Thiel	Reg. No. 24 323
David G. Boutell	Reg. No. 25 072
Ronald J. Tanis	Reg. No. 22 724
Terryence F. Chapman	Reg. No. 32 549
Mark L. Maki	Reg. No. 36 589
David S. Goldenberg	Reg. No. 31 257
Sidney B. Williams, Jr.	Reg. No. 24 949
Liane L. Churney	Reg. No. 40 694
Brian R. Tumm	Reg. No. 36 328
Tricia R. Cobb	Reg. No. 44 621

Encl: Listed above

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PATENT APPLICATION

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Serial No.: Unknown

Confirmation No.: Unknown

Filed: Unknown

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Assistant Commissioner for Patents
Washington DC 20231

EXPRESS MAILING CERTIFICATE

Sir:

I hereby certify that the attached paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington DC 20231.

FLYNN, THIEL, BOUTELL & TANIS, P.C.

By: Alia Schupper

Date: February 13, 2002

Document(s) attached: Transmittal for Continuation
Application dated February 13, 2002, and
all enclosures listed thereon

Telephone: (616) 381-1156

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